

All communications respecting this case should identify it by number and names of parties.



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**PAT. & T.M. OFFICE
BOARD OF PATENT APPEALS
AND INTERFERENCES**

Applicant: Burton
RE Serial No.: 07/714,441
Filed: June 13, 1991
For: ANTIOXIDANT AROMATIC
FLUOROPHOSPHITES
Accorded Benefit of: U.S.
Serial No. 07/020,023,
filed 02/27/87, now Patent
No. 4,912,155, issued
03/27/90

The case referred to above has been forwarded to the Board of Patent Appeals and Interferences because it is adjudged to interfere with other cases hereafter specified. Attention is directed to the fact that this interference is declared pursuant to 37 CFR 1.601 et seq., effective February 11, 1985 (49 F.R. 48416. 1050 O.G. 385). The interference is designated as No. 103,217.

By direction of the Commissioner of Patents and Trademarks and as required by 35 USC 135(c), notice is hereby given the parties of the requirement of the law for filing in the Patent and Trademark Office a copy of any agreement "in connection with or in contemplation of the termination of the interference."

The cases involved in this interference are:

Junior Party

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Serial No.: 07/292,165, filed 12/30/88, now Patent No. 4,962,144,
issued 10/09/90

For: COMPOSITION

Attorneys of Record: Martin B. Barancik, William F. Mufatti, Fred Jacob, Ernest F. Chapman, and Robert A. Cahill

Associate Attorney: None

Accorded Benefit of: None

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RE Serial No.: 07/714,441, filed 06/13/91

For: ANTIOXIDANT AROMATIC FLUOROPHOSPHITES

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Associate Attorneys: Ashley I. Pezzner

RE Serial No. 714,441

-3-

Accorded Benefit of: U.S. Serial No. 07/020,023, filed 02/27/87,
now Patent No. 4,912,155, issued 03/27/90

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Count 1

An aromatic fluorophosphorus compound suitable for use as an antioxidant said compound being selected from fluorophosphorus compounds having the structure:




wherein R^1 and R^2 are substituted or unsubstituted phenyl groups wherein the substituents are selected from alkyl, aryl, aralkyl, cycloalkyl, alkoxy, aryloxy, and halo, and X is selected from the group consisting of a single bond connecting R^1 and R^2 and divalent bridging groups selected from divalent aliphatic hydrocarbon groups containing 1-12 carbon atoms, -O- and -S_q- wherein q is an integer from 1 to 3, and wherein aryl is selected from the group consisting of phenyl, o-tolyl, p-tolyl, naphthyl, 4-phenylphenyl and 4-sec-hexylphenyl combined in an antioxidant amount with an organic material normally susceptible to gradual oxidative degradation when in contact with oxygen.

The claims of the parties which correspond to this count are:

Babillis et al: Claims 1-5.

Burton: Claims 1, 5, 7-9, 11-24, 32-40, 43 and 44.


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MFD/raj